

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 10:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Rebecca A. Wiseman, Associate Justice; Honorable Herbert I. Levy, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Joe G. Lopez, Deputy Clerk.

**F032395      In re MARRISA C., a Minor; Fresno County Department of Children and Family Services v. Roberto C.**

Cause called and argued by Maribeth Halloran, Esq., counsel for appellant and by Nannette Stomberg, Deputy County Counsel, counsel for respondent.

Cause ordered submitted.

Court recessed until Wednesday, October 13, 1999 at 1:30 P.M.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable Nickolas J. Dibiaso, Acting Presiding Justice; Honorable Steven M. Vartabedian, Associate Justice; Honorable Rebecca A. Wiseman, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Lisa J. Prosser, Deputy Clerk.

**F027005      Mosesian v. Insurance Company of North America, et al.**

Cause called and argued by Douglas E. Griffin, Esq., counsel for appellant and by Kevin D. Hansen, Esq., counsel for respondent Insurance Company of North America and by C. Guerry Collins, Esq., counsel for respondent California Insurance Guarantee Association.

Cause ordered submitted.

Court recessed until Thursday, October 14, 1999 at 10:00 A.M.

IN THE

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IN AND FOR THE

Fifth Appellate District

**F030481      People v. Plott**

Appellant's conviction of forcible rape in count 13 is reversed. The court shall prepare an amended minute order indicating that on each of counts 1 and 12 appellant was sentenced to a term of 75 years to life. The court shall prepare an amended abstract of judgment indicating the following: (1) on each of counts 1 and 12 appellant was sentenced to a term of 75 years to life, not, as indicated in the original abstract, life without possibility of parole for 75 years; and (2) the court imposed two prior serious felony conviction enhancements. The amended abstract shall not indicate that a third such enhancement was stayed or stricken. In all other respects, the judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F032718      In re Dale C., a Minor**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F031990      People v. Rochelle**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F030748      People v. Hernandez**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F031617      People v. Armendariz**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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**F032233      In re Joseph V., a Minor**

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

**F030293      Marriage of Caudill**

The judgment is affirmed. Costs to respondent. Thaxter, Acting P.J.

We concur: Harris, J.; Cornell, Pro Tem J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F030265      People v. Wilkerson**

**F032459      In re Floyd Wilderson on Habeas Corpus**

The judgment is affirmed. The petition for writ of habeas corpus is denied.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F031716      People v. Bissmeyer**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F032026      People v. Howard**

The order is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F028684      People v. Rains**

**F031054      People v. Rains**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.